

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

200 W. Washington, Suite 301
Indianapolis, IN 46204
(317) 233-0696
<http://www.in.gov/legislative>

FISCAL IMPACT STATEMENT

LS 6276

BILL NUMBER: SB 32

NOTE PREPARED: Dec 1, 2008

BILL AMENDED:

SUBJECT: Notice of meetings.

FIRST AUTHOR: Sen. Mrvan

FIRST SPONSOR:

BILL STATUS: As Introduced

FUNDS AFFECTED: ☒ **GENERAL**
☒ **DEDICATED**
☐ **FEDERAL**

IMPACT: State & Local

Summary of Legislation: This bill requires a public agency to give notice of the agency's meetings to any person who makes an annual request for notice. It requires the public agency to charge a \$10 fee for providing notice by mail. The bill also requires notice to be given at least five business days before a meeting that does not deal with an emergency.

Effective Date: July 1, 2009.

Explanation of State Expenditures: *Summary* - This bill could have an indeterminable fiscal impact on all public agencies beginning in FY 2010. The bill requires that any person who delivers an annual written request for notice to choose one of three methods: by fax, by email, or by U.S. prepaid postage. Under current law, a public agency is only required to provide notice by fax, email, or postage to "all news media which delivered" an annual written request for notice. The increase in expenditures will depend upon the number of people who request notices that were not previously receiving notices. Any possible increase in expenditures by the changes to notice requirements under this bill will be offset by the requirement that any notice by mail request must be accompanied by a \$10 fee.

Background Information - Under IC 5-14-1.5-2 "public agency" means the following:

- (1) Any board, commission, department, agency, authority, or other entity, by whatever name designated, exercising a portion of the executive, administrative, or legislative power of the state.
- (2) Any county, township, school corporation, city, town, political subdivision, or other entity, by whatever name designated, exercising in a limited geographical area the executive, administrative, or legislative power of the state or a delegated local governmental power.

- (3) Any entity which is subject to either:
- (A) budget review by either the Department of Local Government Finance or the governing body of a county, city, town, township, or school corporation; or
 - (B) audit by the State Board of Accounts.
- (4) Any building corporation of a political subdivision of the state of Indiana that issues bonds for the purpose of constructing public facilities.
- (5) Any advisory commission, committee, or body created by statute, ordinance, or executive order to advise the governing body of a public agency, except medical staffs or the committees of any such staff.
- (6) The Indiana Gaming Commission established by IC 4-33, including any department, division, or office of the commission.
- (7) The Indiana Horse Racing Commission established by IC 4-31, including any department, division, or office of the commission.

Explanation of State Revenues: *See Explanation of State Expenditures.*

Explanation of Local Expenditures: *See Explanation of State Expenditures.*

Explanation of Local Revenues: *See Explanation of State Expenditures.*

State Agencies Affected: All.

Local Agencies Affected: All.

Information Sources:

Fiscal Analyst: Jessica Harmon, 317-232-9854.